



01/28/98

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REISSUE PATENT APPLICATION TRANSMITTAL

Address to:

 Assistant Commissioner for Patents
 Box Patent Application
 Washington, DC 20231

Attorney Docket No.	5355-RE02
First Named Inventor	RODERICK THOMPSON
Original Patent Number	5,472,790
Original Patent Issue Date (Month/Day/Year)	December 5, 1995
Express Mail Label No.	EI764847739US

APPLICATION FOR REISSUE OF:

(check applicable box)



Utility Patent



Design Patent



Plant Patent

APPLICATION ELEMENTS

- ☒ * Fee Transmittal Form (PTO/SB/56)
(Submit an original, and a duplicate for fee processing)
- ☒ Specification and Claims amended, if appropriate
- ☒ Drawing(s) (proposed amendments, if appropriate)
- ☒ Reissue Oath / Declaration (original or copy)
(37 C.F.R. § 1.175)(PTO/SB/51 or 52)
- Original U.S. Patent
☒ Offer to Surrender Original Patent (37 C.F.R. § 1.178)
 (PTO/SB/53 or PTO/SB/54)
 or
☐ Ribboned Original Patent Grant
☐ Affidavit / Declaration of Loss (PTO/SB/55)
- Original U.S. Patent currently assigned?
☒ Yes ☐ No
 (If Yes, check applicable box(es))
☒ Written Consent of all Assignees (PTO/SB/53 or 54)
☒ 37 C.F.R. § 3.73(b) Statement ☐ Power of Attorney

ACCOMPANYING APPLICATION PARTS

- ☐ Transfer drawings from Patent File
 - ☐ Foreign Priority Claim (35 U.S.C. 119)
(if applicable)
 - ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
 - ☐ English Translation of Reissue Oath/Declaration
(if applicable)
 - ☒ * Small Entity Statement(s) ☐ Statement filed in prior application
(PTO/SB/09-12) Status still proper and desired
 - ☐ Preliminary Amendment
 - ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
 - ☒ Other: (1) SUPPLEMENTAL REISSUE
DECLARATION BY INVENTOR
(2) NOTICE OF RELATED
PROCEEDINGS
- * A new statement is required to be entitled to pay small entity fees, except where one has been filed in a prior application and is being relied upon.

15. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)


or ☒ Correspondence address below

Name	LAWRENCE D. MAXWELL, ESQ.				
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NAME (Print/Type)	LAWRENCE MAXWELL	Registration No. (Attorney/Agent)	35,276
Signature	<i>Lawrence Maxwell</i>	Date	1/28/98

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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REISSUE APPLICATION FEE TRANSMITTAL FORM						Docket Number (Optional) 5355-RE02		
Claims as Filed - Part 1								
Claims in Patent	For	Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity		
				Rate	Fee	Rate	Fee	
(A) 9	Total Claims (37 CFR 1.16(j))	(B) 11	**** 0 =	x \$	=	or	x \$ =	
(C) 2	Independent Claims (37 CFR 1.16(i))	(D) 4	* 1 =	x \$	=		x \$ =	
Basic Fee (37 CFR 1.16(h))					\$		\$ 395	
Total Filing Fee					\$	OR	\$ 436	
Claims as Amended - Part 2								
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
Total Claims (37 CFR 1.16(j))	***	MINUS	***	=	x \$ =	or	x \$ =	
Independent Claims (37 CFR 1.16(i))	***	MINUS	*****	=	x \$ =		x \$ =	
Total Additional Fee					\$	OR	\$	
<p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancellation of claims</p> <p>**** If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p>								
<p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. <u>02-4070</u>. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> A check in the amount of \$ <u>436</u> to cover the filing / additional fee is enclosed.</p>								
<u>1/28/98</u> Date		 _____ Signature of Applicant, Attorney or Agent of Record <u>Lawrence D. Maxwell, Reg. No. 35,276</u> _____ Typed or printed name						

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Reissue Application of)	FOR: PREPARATION AND
)	TRANSFER SHEET
Patentee: RODERICK THOMPSON)	
)	
Patent No.: 5,472,790)	Reissue filed: herewith
)	
Issue Date: December 5, 1995)	Art Unit: unknown
)	

CERTIFICATION UNDER 37 C.F.R. § 3.73(b),
EXCLUSION OF INVENTOR UNDER 37 C.F.R. § 3.71
AND OFFER TO SURRENDER THE ORIGINAL PATENT

Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

An executed assignment document from the named inventor to New Age Products, Inc., recorded at Reel/Frame 7519/0085, establishes that New Age Products, Inc. is the assignee of the entire right, title and interest in the patent to which the above-identified reissue application relates. New Age Products, Inc. hereby invokes its right under 37 C.F.R. § 3.71 to prosecute the reissue application to the exclusion of the inventor. New Age Products, Inc. hereby offers to surrender the original patent.

Dated: 1-27-98



MARVIN MICK
President
New Age Products, Inc.



01/28/98

09/014518



01/28/98

STAMP HEREON ACKNOWLEDGES RECEIPT OF THE FOLLOWING IN THE U.S.
PATENT AND TRADEMARK OFFICE (VIA EXPRESS MAIL) ON 1/28/98):

DOCKET NO.: 5355-RE02

LDM/meg

APPLICANT: RODERICK THOMPSON - ASSIGNEE: NEW AGE PRODUCTS, INC.
FOR: PREPARATION AND TRANSFER SHEET

ENCLOSURES: REISSUE TRANS.; FEE TRNS. (dup.); SPECIFICATION
AND CLAIMS; DRAWINGS (1 sheet); REISSUE OATH (PTO/SB/51);
CERTIFICATION UNDER 37 CFR § 3.73(b); OFFER TO SURRENDER
PATENT (PTO/SB/53); NOTICE OF RELATED PROCEEDINGS; SUPP.
REISSUE DEC. BY INVENTOR; IDS; FORM PTO-1449 (dup.); REFS
CITED IN FORM PTO-1449; \$436 FILING FEE CHECK

STAMP HERE SHOWING RECEIPT (THANK YOU):

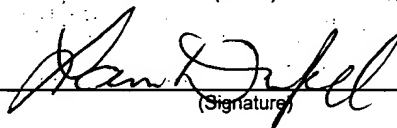
"Express Mail" Mailing Label No. E1764847739US

Date of Deposit January 28, 1998

I hereby certify that the foregoing documents and fees are being deposited
with the United States Postal Service "Express Mail Post Office to
Addressee" service under 37 CFR 1.10 on the date indicated above and is
addressed to the Assistant Commissioner for Patents, Washington, D.C.
20231.

LAWRENCE D. MAXWELL

(Name)



(Signature)

PROOF OF SERVICE

I, MARY E. GILLETTE, declare that: I am over the age of eighteen (18) years and not party to the case. I am employed in the County of San Diego, where the mailing occurs; and my business address is the Law Offices of Brown, Martin, Haller & McClain, 1660 Union Street, San Diego, California 92101.

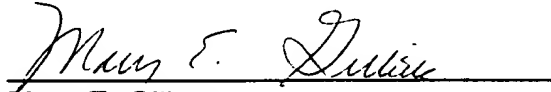
On September 17, 1998 I served the foregoing document described as:

Response Under 37 C.F.R. § 1.111

By U.S. Mail Service I caused each such envelope, with postage thereon fully prepaid, to be placed in the United States Mail at San Diego, California, by placing a copy thereof in a separate envelope for each addressee named hereafter, addressed to each such addressee respectively as follows:

John R. Benefiel, Esq.
280 Daines Street, Suite 100B
Birmingham, Michigan 48009-6244

I declare under the penalty of perjury that the above is true and correct and that I am employed in the office of a member of the Bar of this Court at whose direction the service was made. Executed on September 17, 1998, at San Diego, California.



Mary E. Gillette